
From: Henning, Alan
To: Carlin, Jayne
Sent: 10/15/2014 3:13:06 PM
Subject: RE: Comments on the Forestry Riparian Draft Rationale
Attachments: Forestry-Riparian Draft Rationale 100614 JCAH Cmts.docx

Jayne, thanks for your comments. I responded to your comments in the attached version, but did not think changes to the narrative were needed. I may be wrong. Let me know if you have concerns.

Alan

From: Carlin, Jayne
Sent: Wednesday, October 15, 2014 9:36 AM
To: Henning, Alan
Cc: Waye, Don; Croxton, Dave; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; Melissa Rada - NOAA Affiliate
Subject: Comments on the Forestry Riparian Draft Rationale

Excellent rationale Alan. See attached for my minor and mostly editorial comments.

Jayne

Jayne Carlin, Watersheds Unit
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www.epa.gov/r10earth/tmdl.htm
yosemite.epa.gov/R10/ecocomm.nsf/Watershed+Collaboration/State+Tribal+NPS

From: Carlin, Jayne
Sent: Tuesday, October 14, 2014 11:58 AM
To: Waye, Don; Croxton, Dave; Henning, Alan; Wu, Jennifer; allison.castellan@noaa.gov; Solloway, Chris; Flahive, Katie; Rueda, Helen; Parry, Roberta; 'Melissa Rada - NOAA Affiliate'
Cc: 'joelle.gore@noaa.gov'; Psyk, Christine; Hall, Lynda; Byrne, Jennifer; 'jeff.dillen@noaa.gov'; Barber, Anthony; Sweeney, Stephen
Subject: Action Items & Decisions from Oct 14 OR CZARA Tech Call

October 14 OR CZARA Tech Team Call

Action Items

- All will provide comments on **OSDS Rationale** to Don by COB on Oct 17 (see attached). Don will develop and send responses to comments on OSDS to Allison and Jayne by COB October 20.
- Don will circulate a revised **New Development rationale** once he receives key information from Jenny (who is getting that information from ODEQ). Don will develop and send responses to comments on New Development to Jayne and Allison by COB October 20.
- All will provide comments to Alan on **Forestry - Riparian Buffers Rationale & Response to Comments** (see attached) no later than October 15.
- **Forestry - Landslides Rationale** – Alan will revise the rationale based on comments received. Alan will send the rationale and response to the comments to Jayne and Allison by COB October 20.

- **Forestry-Roads Rationale** – Alan will revise the rationale based on comments received. Allison will draft responses to comments for Alan's review by COB on October 15. Alan will send the rationale and response to comments to Jayne and Allison by COB October 20.
- **Forestry-Pesticides:** Jenny will incorporate comments received on the rationale and responses to comments and then send the rationale and response to the comments to Jayne and Allison by COB October 20.
- **Either Jayne or Allison will incorporate outstanding pieces and send the decision/finding document and response to comments document** to the tech, legal and management teams for their review during the week of October 20.
- All will provide comments to Allison on draft final finding document by Oct 15 at 8 am WA/OR or 11 am VA/MD. See attached.
- Jayne will review the state submittal to determine if there are comments contained within and whether any of those comments are already addressed or need to be added to the response to comments document by COB on Oct 15.

Decisions

- Make sure NOAA/EPA's questions asked and comments on agricultural MMs received during the public comment period are included in the Response to Comments document but use a general language* as shown below as the response. Send separate correspondence to Oregon outside of this decision (but as soon as possible after Jan 30) on concerns on ag MM and possible ways to address them.
- Remind reviewers only to carefully edit the rationale and response to comment documents. The supplemental information should only be reviewed for completeness and accuracy.
- No need to revise schedule. Work on the agricultural MMs will be delayed until all of the other six topics are completed.
- Due to timing constraints, the Tech Team decided not to worry about classification of comments in Response to Comments document (*distinguished by "many/majority" qualifiers or should we just say "Commenters said...."*)
- No need to classify the state submittal as a comment or not. Instead will make sure that all comments contained within the state's submittal provided during the comment period are reflected in the response to comments.
- After the topic expertise groups complete the responses to comments, the response to comments document will be distributed to the Tech, Managerial and Legal teams concurrently.
- To reduce confusion and problems with document version control, Jayne will send separate emails to managerial team and to legal team with exactly what needs to be reviewed.
- Will not provide excel spreadsheet summarizing comments publically but will be available via FOIA. Also will remove the source of comments from the Response to Comments when finalizing document.

**Potential wording in Response to Comments document: "NOAA and EPA invited public comment on the adequacy of Oregon's programs and policies for meeting the 6217(g) agriculture management measures and conditions placed on Oregon's Coastal Nonpoint Program. The federal agencies appreciate the comments received and will consider them closely. However, the December 20, 2013, proposed findings did not propose a specific decision on whether or not Oregon had satisfied the CZARA 6217(g) agriculture management measures. Since the public did not have an opportunity to comment on a specific proposed decision and rationale for that decision, the adequacy of Oregon's agriculture programs is not a basis for the final findings that Oregon has failed to submit an approvable coastal nonpoint program. The public will have an opportunity to comment on NOAA and EPA's proposed decision regarding the agriculture management measures at a later date."*

Upcoming CZARA Tech Meetings

October 21 at 10 am/1 pm
October 28 at 10 am/1 pm

Regards,

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<http://www.epa.gov/r10earth/tmdl.htm>